

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Harold Johnson**

Docket No. **260129**

L.C. No. **00-005604-FC**

E. Thomas Fitzgerald, Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is GRANTED for this case only.

The motion for guidance concerning the timeliness of appellant's appeal is DENIED as moot. Appellant had the duty to file the statement of facts explaining the reasons for delay since the appeal was not filed within 21 days of the entry of the order appealed. MCR 7.205(A)(1), 7.205(F)(1), and 7.205(F)(3).

The motion to allow act after expiration of time is DENIED since appellant filed his delayed application for leave to appeal within the time allotted by the court rules. MCR 1.108(1) and 7.205(F)(3).

The motion for ex parte stay and the motion to waive the MCR 7.209(A)(3) requirements are DENIED as unnecessary as there was nothing to stay seeing as this Court will not decide administrative motions until such time that the outstanding defects with an appeal are cured.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR - 4 2005

Date

Sandra Schultz Mengel
Chief Clerk